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Attorneys for Plaintiff JENS ERIK SORENSEN,
as Trustee of SORENSEN RESEARCH AND
DEVELOPMENT TRUST

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

JENS ERIK SORENSEN, as Trustee of	) Case No. C08-000096 CW (WDB)
SORENSEN RESEARCH AND)
DEVELOPMENT TRUST,	) DECLARATION OF MELODY A.
	) KRAMER IN SUPPORT OF
Plaintiff	) MOTION FOR DEFAULT
v.	) JUDGMENT AGAINST
	) DEFENDANT AMPRO TOOLS
AMPRO TOOLS CORPORATION, a	) CORPORATION
California Corporation; and DOES 1 –)
100,	) Date: June 18, 2008
	) Time: 1:30 p.m.
Defendants.	) Magistrate Judge Wayne D. Brazil
	) Courtroom 4, 3 rd Floor
	) 1301 Clay Street, Ste 400 S
	) Oakland, CA 94612
)
)
)

1 I, MELODY A. KRAMER, declare:

2 1. I am not a party to the present action. I am over the age of eighteen. I
3 have personal knowledge of the facts contained within the following paragraphs, and
4 could and would competently testify thereto if called as a witness in a court of law.

5 2. At all times relevant herein I have been an attorney for Defendant
6 Sorensen Research and Development Trust ("SRDT"), Plaintiff in the above-
7 captioned matter.

8 3. This Declaration is being submitted in conjunction with Plaintiff's
9 Motion for Default Judgment Against Defendant AmPro Tools Corporation.

10 4. According to Court records, Defendant AmPro Tools Corporation
11 ("AmPro") has failed to answer or otherwise respond to the Complaint in this case.

12 5. This failure is consistent with representations and admissions made by
13 Washington state attorney Bruce Kaser, who has represented himself both before and
14 after filing this case as counsel for AmPro.

15 6. On March 20, 2008, I received a phone call from Mr. Kaser
16 acknowledging that AmPro had received the summons and complaint, and also
17 acknowledged knowing that I had filed a request for entry of default. Default had
18 not yet been entered as of that date.

19 7. Mr. Kaser asked me to withdraw our request for default, but did not
20 make any representation if or when AmPro would file an Answer. I advised him that
21 if AmPro filed an Answer, our request for default would be mooted.

22 8. Mr. Kaser and I exchanged emails regarding this case between March
23 20th and 24th. In my last email, I reminded Mr. Kaser that "[t]he proper way for a
24 party to indicate that it intends to defend a lawsuit is by filing an answer."

25 9. Since March 24, 2008, I have heard nothing further from Mr. Kaser or
26 AmPro by phone, email, or otherwise. No answer or other pleading has been filed
27 with the Court by AmPro to date.

1 SWORN TO under penalty of perjury of the laws of the State of California
2 and the United States, this 30th day of April, 2008.

3
4 /s/ Melody A. Kramer

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6 Melody A. Kramer, Esq.
7 Attorney for Plaintiff
8 mak@kramerlawip.com
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